

Remarks & Arguments

In the Office Action, the Examiner noted that Claims 32-74 are pending in the application, that Claims 32-38 and 47-62 are withdrawn, and that Claims 39-46 and 63-74 are subject to an election/restriction requirement. The Examiner asserts that the application contains claims directed to the following patentably distinct species:

Species 1; As shown in Figure 1.

Species 2; As shown in Figure 2A.

Species 3; As shown in Figure 2B.

The Applicants submit that Claims read on
The Applicants provisionally elect Species 1 with traverse.

The Examiner has not identified which claims are readable on which species. Instead, the Examiner requires the Applicant to list all claims that are readable upon the alleged species. The Examiner further asserts that there is currently no generic claim. The Applicants submit that, because the Examiner has not identified what claims read on what alleged species, there is no rational basis for the Examiner's allegation that there is no generic claim.

Applicant further submits that the following claims read upon the following alleged species:

Claim 39 clearly reads on Figures 1, 2A and 2B, and thus alleged species 1, 2 and 3.

Claim 40 clearly reads on Figures 1, 2A and 2B, and thus alleged species 1, 2 and 3.

Claim 41 clearly reads on Figures 2A and 2B, and thus alleged species 2 and 3.

Claim 42 clearly reads on Figures 1, 2A and 2B, and thus alleged species 1, 2 and 3.

Claim 43 clearly reads on Figures 1, 2A and 2B, and thus alleged species 1, 2 and 3.

Claim 44 clearly reads on Figures 1, 2A and 2B, and thus alleged species 1, 2 and 3.

Claim 45 clearly reads on Figures 1, 2A and 2B, and thus alleged species 1, 2 and 3.

Claim 46 clearly reads on Figures 1, 2A and 2B, and thus alleged species 1, 2 and 3.

Claim 63 clearly reads on Figures 1, 2A and 2B, and thus alleged species 1, 2 and 3.

Claim 64 clearly reads on Figures 1, 2A and 2B, and thus alleged species 1, 2 and 3.

Claim 65 clearly reads on Figures 1, 2A and 2B, and thus alleged species 1, 2 and 3.

Claim 66 clearly reads on Figures 1, 2A and 2B, and thus alleged species 1, 2 and 3.

Claim 67 clearly reads on Figures 1, 2A and 2B, and thus alleged species 1, 2 and 3.

Claim 68 clearly reads on Figures 2A and 2B, and thus alleged species 2 and 3.

Claim 69 clearly reads on Figures 1, 2A and 2B, and thus alleged species 1, 2 and 3.

Claim 70 clearly reads on Figures 1, 2A and 2B, and thus alleged species 1, 2 and 3.

Claim 71 clearly reads on Figures 1, 2A and 2B, and thus alleged species 1, 2 and 3.

Claim 72 clearly reads on Figures 1, 2A and 2B, and thus alleged species 1, 2 and 3.

Claim 73 clearly reads on Figures 1, 2A and 2B, and thus alleged species 1, 2 and 3.

Claim 74 clearly reads on Figures 2A and 2B, and thus alleged species 2 and 3.

Accordingly, Claims 39, 40, 42-46, 63-67 and 69-73 read on species 1, 2 and 3 and therefore are generic to all three species. In addition, Claims 41, 68 and 74 read on species 2 and 3 and therefore are generic to species 2 and 3.

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Therefore, in accordance with Applicants' provisional election with traverse of species 1, Claims 41, 68 and 74 which read on non-elected species 2 and 3 are withdrawn.


Conclusion

Applicants respectfully submit that the present application is in condition for allowance and that action is earnestly solicited. The Examiner is invited to contact Applicants' undersigned representative if the Examiner believes such action would expedite resolution of the present Application.

The Commissioner is hereby authorized to charge any additional fees, which may be required for this amendment, or credit any overpayment, to Deposit Account 504160. In the event that an extension of time is required, or may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to Deposit Account 504160.

Respectfully submitted,
MURABITO, HAO & BARNES, LLP

Dated: 9/26/2007

A handwritten signature in black ink, appearing to read "Eric J. Gash", written over a horizontal line.

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